

110TH CONGRESS  
1ST SESSION

# H. R. 1986

To require potential Federal contractors to certify they owe no Federal tax debt.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 20, 2007

Mr. ELLSWORTH introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To require potential Federal contractors to certify they owe no Federal tax debt.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Federal Contractor  
5 Accountability Act of 2007”.

6 **SEC. 2. REQUIREMENTS FOR POTENTIAL FEDERAL CON-**  
7 **TRACTORS FOR CERTIFICATIONS REGARD-**  
8 **ING FEDERAL TAX DEBT.**

9 (a) REQUIREMENT FOR PROSPECTIVE AND CURRENT  
10 CONTRACTORS REGARDING FEDERAL TAX DEBT.—

1           (1) IN GENERAL.—No prospective contractor  
2           may be awarded a contract with an agency, no con-  
3           tractor with an agency may be awarded an extension  
4           of its contract with the agency, and an agency may  
5           not issue an order for goods or services to any pro-  
6           spective contractor or contractor, unless the prospec-  
7           tive contractor or the contractor, as the case may be,  
8           certifies in writing to the agency making the award  
9           or extension, or issuing the order, that the con-  
10          tractor owes no Federal tax debt.

11          (2) FEDERAL TAX DEBT.—For purposes of the  
12          certification required by paragraph (1), Federal tax  
13          debt includes any type of tax owed to the Federal  
14          Government that is in a delinquent status.

15          (b) REQUIREMENT FOR PROSPECTIVE CONTRACTORS  
16          REGARDING CONVICTIONS AND LIENS.—Any prospective  
17          contractor submitting an offer to an agency shall submit  
18          the following certifications with the offer:

19               (1) CONVICTIONS.—A certification regarding  
20               whether or not the offeror has, within a three-year  
21               period preceding the offer, been convicted or had a  
22               civil judgment rendered against the offeror for vio-  
23               lating any tax law or failing to pay any tax, or has  
24               been notified of any delinquent taxes for which the  
25               liability remains unsatisfied.

1           (2) LIENS.—A certification regarding whether  
2           or not the offeror has received a notice of a tax lien  
3           filed against the offeror for which the liability re-  
4           mains unsatisfied or the lien has not been released.

5           (c) AGENCY.—In this section, the term “agency”  
6           means an executive agency, as defined in section 4(1) of  
7           the Office of Federal Procurement Policy Act (41 U.S.C.  
8           403(1)).

9           (d) CONTRACTS COVERED.—This Act shall apply to  
10          contracts in amounts equal to or greater than the sim-  
11          plified acquisition threshold (as defined in section 4(11)  
12          of the Office of Federal Procurement Policy Act (41  
13          U.S.C. 401(11)).

14          (e) EFFECTIVE DATE.—This Act shall apply to con-  
15          tracts or contract extensions awarded, or orders for goods  
16          or services issued, on or after the date occurring 30 days  
17          after the date of the enactment of this Act.

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